

DRAFT

REGULAR MEETING BOARD OF COUNTY COMMISSIONERS MARCH 8, 2011

The Board of County Commissioners convened in regular session on this Tuesday, March 8, 2011, at Bushnell, Florida, with the following members present to wit: Richard Hoffman, District No. 1; Douglas Gilpin, 2nd Vice Chairman, District No. 2; Donald Burgess, Chairman, District No. 3; Garry Breeden, Vice Chairman, District No. 4; and Randy Mask, District No. 5. The following individuals were also present and acting in their respective official capacities: Bradley Arnold, County Administrator; Bill Kleinsorge, Finance Director; Melissa Elliott, Deputy Clerk; Connie Webb, Deputy Clerk; and George Angeliadis of The Hogan Law Firm, Attorneys for the Board. Chairman Burgess called the meeting to order at 5:00 p.m. with the invocation given by Commissioner Mask followed by the flag salute led by Vice Chairman Breeden.

1. TIMED ITEMS AND PUBLIC HEARINGS

a. None

2. REPORTS AND INPUT

a. Mrs. Sandra Woodard - Early Learning Coalition of the Nature Coast - Proclamation recognizing and observing March 21 - 25, 2011 as Children's Week in Sumter County

Chairman Burgess read into the record a proclamation recognizing March 21st through March 25th, 2011 as "Children's Week". Upon completion, he presented the proclamation to Sandra Woodard of the Early Learning Coalition of the Nature Coast.

03-08-11-2-a

b. County Administrator

Bradley Arnold, County Administrator, recognized Dr. Sanford Zelnick as the new Director of the Sumter County Health Department. He also recognized members of the 2011 Leadership Class who were in attendance.

1. Purchase Orders (For Information Only)

03-08-11-2-b-1

2. Encumbered Contract Purchase Orders (For Information Only)

03-08-11-2-b-2

3. Significant Schedule of Items (For Information Only)

03-08-11-2-b-3

4. Facilities Development Update Report (For Information Only)

03-08-11-2-b-4

5. Road Project Update Report (For Information Only)

03-08-11-2-b-5

6. CR 311 Bridge Repairs (For Information Only)

03-08-11-2-b-6

7. Annual Report of Self-Funded Health Benefits Plans (Chapter 112) for Fiscal Year 2009/2010 (For Information Only)

03-08-11-2-b-7

8. FAC Summary: SFY 2012 - Governor's Recommended Budget - Conforming Bill Analysis (For Information Only)

Note that the Pre-Trial Intervention Program will provide discretion to counties or corresponding state attorney office to operate pre-trial intervention programs and assume all responsibility.

03-08-11-2-b-8

9. FDOT Notice of Grant Award (For Information Only)

This is for the 5310 Grant FL-16-0035 for approximately \$214,050.

03-08-11-2-b-9

10. FDOT Traffic Signal Maintenance and Compensation Agreement (For Information Only)

Contract No. AM 538, Task Work Order #9, in the authorized amount of \$35,326.48.

03-08-11-2-b-10

11. Firefighters Employment, Standards and Training Council Recommendation (For Information Only)

Mr. Arnold advised that Chief Gulbrandsen's retirement does not affect his serving on this Council.

03-08-11-2-b-11

12. Florida Small Cities Community Development Block Grant (CDBG) for Federal Fiscal Year 2010 Application, regarding Panacoochee Retreats (For Information Only)

03-08-11-2-b-12

13. Extension of Agreements for North Villages Shuttle Route, South Villages Shuttle Route, Central Villages Shuttle Route, Job Access and Reverse Commute Program (For Information Only)

(1) Contract Number AP405, Financial Management Number 422429-1-84-01, North Villages Shuttle Route; (2) Contract Number AP406, Financial Management Number 422429-1-84-02, South Villages Shuttle Route; (3) Contract Number AP407, Financial Management Number 422429-1-84-03, Central Villages Shuttle Route; and (4) Contract Number APA52, Financial Management Number 42450-1-84-01, Job Access and Reverse Commute Program.

03-08-11-2-b-13

14. Lake-Sumter Emergency Medical Services, Inc., Personal Services and Operations Expenses Report, Budgeted Statement of Operations, and Proposed Capital Outlay Justification for Budget Year 2011-2012 (For Information Only)

03-08-11-2-b-14

15. Final Order acknowledging transfer of North Sumter Utility Company, L.L.C and canceling Certificate Nos. 618-W and 532-S (For Information Only)

03-08-11-2-b-15

16. Sumter Landing Community Development District - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-16

17. Village Community Development District No. 1 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-17

18. Village Community Development District No. 2 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-18

19. Village Community Development District No. 3 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-19

20. Village Community Development District No. 5 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-20

21. Village Community Development District No. 6 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-21

22. Village Community Development District No. 7 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-22

23. Village Community Development District No. 8 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-23

24. Village Community Development District No. 9 - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-24

25. Village Center Community Development District - Basic Financial Statements - September 30, 2010 (For Information Only)

03-08-11-2-b-25

26. 2011 Legislative Webinar Series - Florida Association of Counties - February 4, 2011 (For Information Only)

03-08-11-2-b-26

27. 2010-2011 Small County Consolidated Grant Agreement (For Information Only)

2010-2011 Small County Consolidated Grant Agreement Number 128SC, awarded October 18, 2010, to expire September 30, 2011 in the amount of \$70,588.

03-08-11-2-b-27

28. T & J Airboats (For Direction)

This is regarding Parcel E09=012, Rutland Boat Ramp, in Lake Panasoffkee off of SR 44. After discussion the consensus was not to support the request. It was suggested that they might possibly approach private property owners in the area with the request.

03-08-11-2-b-28

29. Relay for Life of The Villages of Hope for April 29th through 30th (For Direction)

Request for golf cart access on CR 103 for their annual event on April 29-30, 2011. After discussion, the consensus was not to support this request.

03-08-11-2-b-29

30. Florida Sheriff's Youth Ranches - Use of Parking Lot at Sheriff's Annex (For Direction)

The consensus was to approve this request.

03-08-11-2-b-30

31. Talley Ridge @ Buena Vista Intersections Traffic Signal Studies (For Direction)

Consulting Engineering Agreement Individual Project Order Number 25 with Kimley-Horn and Associates, Inc. for Traffic Signal Warrant Analysis at Buena Vista Boulevard at Tally Ridge Drive (North) in the amount of \$5,400 and Consulting Engineering Agreement Individual Project Order Number 26 with Kimley-Horn and Associates, Inc. for Traffic Signal Warrant Analysis at Buena

Vista Boulevard at Tally Ridge Drive (South) in the amount of \$5,400. After discussion, the consensus was to move forward with both agreements for the traffic signal warrant analysis at a total cost of \$10,800. The estimated time for completion of the studies is 30 days.

03-08-11-2-b-31

32. Oak Forest Drive (For Direction)

Bradley Arnold's draft response to Charles Cook's letter dated February 14, 2011 regarding Oak Forest Drive. After discussion, the consensus is not to support either the double yellow line or a reduction in speed limit.

03-08-11-2-b-32

c. *County Attorney*

George Angeliadis discussed the bid protest by American Medical Response (AMR) regarding the Emergency Medical Services. They are in the process of submitting the dispute to the Department of Administrative Hearings.

d. *Clerk of Court - No report.*

e. *Board Members*

1. Commissioner Richard Hoffman

Commissioner Hoffman discussed speed limits and the gathering of information on how speed limits are determined.

2. Commissioner Randy Mask - No report.

3. 2nd Vice Chairman Doug Gilpin

2nd Vice Chairman Gilpin discussed the ribbon cutting on CR 476B at the National Cemetery.

03-08-11-2-e-3

4. Vice Chairman Garry Breeden

Vice Chairman Breeden discussed the ribbon cutting and reminded everyone that the Sumter County Fair would be opening on Friday.

5. Chairman Don Burgess

Chairman Burgess also discussed the ribbon cutting and how it was funded.

f. Public Forum

Chairman Burgess advised that the Board of County Commissioners welcomes and encourages public input on all issues subject to the Board's jurisdiction which affect the residents of Sumter County. However, to preserve decorum in these proceedings, the Board respectfully requests that an individual wishing to address the Board during the public forum be mindful of the following provisions of Section 2-31 of the Sumter County Code, which have been in effect since 1982. "Each person shall limit his address to five (5) minutes unless granted additional time by majority vote of the Board of County Commissioners. All remarks shall be to the Board of County Commissioners as a body and not to any individual member. Additionally, any person making impertinent or slanderous remarks, or who becomes boisterous, shall be instructed to remain silent by the presiding officer until permission to continue is granted."

Bonnie Cowie, 6889 E C-478, Center Hill approached the Board regarding the privatization of Transit. She encouraged the Board members to contact other counties that have chosen to do this for their feedback. She presented the Board with petitions containing 446 signatures against the privatization of Transit and advised she would have some more. Mr. Arnold responded to Ms. Cowie's comments.

03-08-11-2-f

Charlie Cook, 896 Walker Loop, The Villages, thanked the Board for their decision regarding the traffic analysis at Tally Ridge. He also acknowledged the Board's decision regarding Oak Forest Drive.

David Costello, 8210 CR 614A, Bushnell, approached the Board as a taxpayer. He thanked the Board for the improvements done on CR 476B. He advised the Board that he felt it was a mistake to privatize EMS and/or Transit. He suggested that the Board contact other counties, municipalities, etc. who have done this for their feedback. Mr. Arnold clarified that Lake-Sumter EMS is a private entity that happens to be owned by Lake and Sumter Counties and is not a governmental entity.

3. NEW BUSINESS-ACTION REQUIRED

a. MINUTES

1. Minutes of Regular meeting held on February 22, 2011 (Staff recommends approval).

Commissioner Hoffman moved, with a second by Commissioner Mask, to approve the minutes of Regular meeting held on February 22, 2011. The motion carried unanimously 5 - 0

b. FUTURE PUBLIC HEARINGS OR MEETINGS

1. Schedule Public Hearing to Consider Execution of Stipulated Settlement Agreement with the Florida Department of Community Affairs Related to the Monarch Ranch Industrial Park Future Land Use Amendment (DCA Amendment No. 10-01) on March 22, 2011, at 5:30 p.m., located at Colony Cottage Recreation Center, 510 Colony Blvd, The Villages, FL 32162 (Staff recommends approval).

03-08-11-3-b-1

Vice Chairman Breeden moved, with a second by Commissioner Mask, to approve to schedule a Public Hearing to Consider Execution of Stipulated Settlement Agreement with the Florida Department of Community Affairs Related to the Monarch Ranch Industrial Park Future Land Use Amendment (DCA Amendment No. 10-01) on March 22, 2011, at 5:30 p.m., located at Colony Cottage Recreation Center, 510 Colony Boulevard, The Villages, FL 32162. The motion carried unanimously 5 - 0

c. APPOINTMENTS

1. Citizens Advisory Task Force vacancies (Board's option).

No action taken.

03-08-11-3-c-1

2. Enterprise Zone Development Agency vacancies (Board's option).

No action taken.

03-08-11-3-c-2

d. *FINANCIAL*

1. Purchase Order Approval (Staff recommends approval).

03-08-11-3-d-1

2. Budget Amendment A-41 (FY 10/11) Sumter County Construction District Impact Fund (Staff recommends approval).

The purpose of this budget amendment is to fund the right-of-way acquisition related to appraisal costs of the Southern Oaks DRI, Hunt and Bailey properties for the C-468 four lane project.

03-08-11-3-d-2

3. Budget Amendment A-42 (FY 10/11) Capital Outlay Reserve (Staff recommends approval).

The purpose of this budget amendment is to fund the design phase of the Community Drop Area/Animal Control Joint Use Facility.

03-08-11-3-d-3

4. Budget Amendment A-43 (FY 10/11) Group Insurance Fund (Staff recommends approval).

The purpose of this budget amendment is to fund the additional costs and related employee reimbursements for the Voluntary Long-Term Disability Program. Funds were budgeted based on an estimated participation level and actual participation is much higher. As this is an employee-option program, there is no additional cost to the County.

03-08-11-3-d-4

5. Change Order Request to Purchase Order No. 53879 (Staff recommends approval).

03-08-11-3-d-5

6. State Housing Initiatives Partnership (SHIP) program payment request (Staff recommends approval).

03-08-11-3-d-6

7. Credit Account Application with Jet Age Fuel (Staff recommends approval).

03-08-11-3-d-7

8. Fiscal Year 2010/2011 Local Mosquito Control - State Budget Amendment (Staff recommends approval).

03-08-11-3-d-8

2nd Vice Chairman Gilpin moved, with a second by Vice Chairman Breedon, to approve Agenda Items 1 through 8 under Financial. The motion carried unanimously 5 - 0

e. CONTRACTS AND AGREEMENTS

1. Second Amendment to contract with KP Studio Architect, Inc. (Staff recommends approval).

This is for scope of services for additional parking and revised existing transit parking lot for The Villages Sumter County Service Center in the amount of \$26,970.

03-08-11-3-e-1

2. Contract Change Order No. 5 with Emmett Sapp Builders for Fire Station Projects (Staff recommends approval).

This project includes the West Bushnell, Coleman and Wildwood Fire Stations.

03-08-11-3-e-2

Vice Chairman Breedon moved, with a second by Commissioner Mask, to approve Contract Change Order No. 5 with Emmett Sapp Builders for Fire Station Projects. The motion carried 4 – 1 with Commissioner Hoffman voting nay.

3. Extension to agreement with Control Specialists Company (Staff recommends approval).

This will extend the Traffic Signal Maintenance Agreement for one year with a termination date of February 28, 2012.

03-08-11-3-e-3

4. Adopt-A-Highway Litter Removal Extension Agreement with New Covenant United Methodist Church (Staff recommends approval).

03-08-11-3-e-4

5. Interlocal Agreement between City of Webster and Sumter County for the Lease of Land for Fire Station #12 (Staff recommends approval).

The term of this lease is for 10 years at the rate of \$12.00 per year and cost of utilities. Should the County vacate the buildings and structures they will be transferred to the City of Webster at no cost to the City.

03-08-11-3-e-5

6. Memorandum of Understanding with Florida Department of Transportation for C-470 Right of Way Acquisition near I-75 (Staff recommends approval).

This is for FDOT Project Number FPN 242626-3 to improve the interchange at I-75 @ C-470. To do so, FDOT needs to acquire right-of-way along C-470 and work within the County's existing right-of-way in order to widen the roadway, ensure proper access to businesses in the area of the interchange, and ensure continued access to the County's Shady Brook Greenway Park.

03-08-11-3-e-6

7. Interlocal Agreement with Lake Sumter Metropolitan Planning Organization for Traffic Counts (Revised) (Staff recommends approval).

This replaces the Interlocal Agreement that was approved by this Board on January 25, 2011. This version includes minor modifications to the scope statement and Interlocal Agreement by legal staff for the Lake Sumter MPO. There are no substantive changes, but a severability paragraph was added, more specific deliverable information included, and the completion dates for each task have been updated.

03-08-11-3-e-7

8. Local Agency Program Supplemental Agreement for E-Verify, CR 476B and supporting Resolution (Staff recommends approval).

Contract No. APZ20, FPN 428607-1-58-01, CR 476B Resurfacing Project.
Resolution No. 2011-08.

03-08-11-3-e-8

9. Local Agency Program Supplemental Agreement for E-Verify CR 470 Resurfacing and supporting Resolution (Staff recommends approval).

Contract No. APT44, FPN 428095-1-58-01, CR 470 Resurfacing Project. This Agreement has been extended until August 231, 2011. Resolution No. 2011-09.

03-08-11-3-e-9

10. Cancel contract with Ameritech Elevators & Escalator's, Inc. and replace with Skyline Elevators as Primary Elevator Contractor (Staff recommends approval).

03-08-11-3-e-10

11. Change Order No. 6 to Contract with Emmett Sapp Builders for Wildwood Fire Station 31 (Staff recommends approval).

03-08-11-3-e-11

2nd Vice Chairman Gilpin moved, with a second by Vice Chairman Breeden, to approve Change Order No. 6 to Contract with Emmett Sapp Builders for Wildwood Fire Station 31. The motion carried 4 – 1 with Commissioner Hoffman voting nay.

Commissioner Mask moved, with a second by 2nd Vice Chairman Gilpin, to approve Agenda Items 1 and 3 through 10 under Contracts and Agreements. The motion carried unanimously 5 - 0

f. GENERAL ITEMS FOR CONSIDERATION

1. Request from Sumter Fair Association to allow beer and wine at event being held at the Agriculture Center on April 30, 2011 (Staff recommends approval).

03-08-11-3-f-1

2nd Vice Chairman Gilpin moved, with a second by Vice Chairman Breeden, to approve the request from Sumter Fair Association to allow beer and wine at event being held at the Agriculture Center on April 30, 2011. The motion carried 4 – 1 with Commissioner Mask voting nay.

2. Inventory Transaction (Staff recommends approval).

03-08-11-3-f-2

3. VOS - Charlotte Postal Park & Neighborhood Rec Center Preliminary Plans reviewed at the February 21, 2011, Development Review Committee (DRC) meeting (Staff recommends approval).

This project is to construct a postal park and neighborhood recreation center with related infrastructure on 1.51 acres MOL in The Villages.

03-08-11-3-f-3

4. VOS - Pinellas Place Phases II & III Preliminary Plans reviewed at the February 7, 2011, Development Review Committee (DRC) meeting (Staff recommends approval).

This project is to construct 1.26 miles of roadway from Buena Vista Boulevard to Mockingbird Lane and related infrastructure on 26.09 acres MOL in The Villages.

03-08-11-3-f-4

5. VOS - Units 196, 198 & 199 Preliminary Plans reviewed at the January 24, 2011, Development Review Committee (DRC) meeting (Staff recommends approval).

VOS Unit 196 - develop a 182-unit residential subdivision and related infrastructure on 38.11 acres MOL in The Villages.

VOS Unit 198 - develop an 86-unit residential subdivision and related infrastructure on 19.97 acres MOL in The Villages

VOS Unit 199 - develop a 153-unit residential subdivision and related infrastructure on 35.32 acres MOL in The Villages.

03-08-11-3-f-5

6. Appointment of Dr. Sanford Zelnick as the Director of the Sumter County Health Department (Staff recommends approval).

03-08-11-3-f-6

2nd Vice Chairman Gilpin moved, with a second by Vice Chairman Breeden, to approve Items 2 through 6 under General Items for Consideration. The motion carried unanimously 5 - 0

4. ADJOURN

The meeting was adjourned at 6:00 p.m.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SUMTER COUNTY, FLORIDA

By _____
GLORIA R. HAYWARD
CLERK & AUDITOR

By _____
DON BURGESS
CHAIRMAN